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jc760 U.S. PTO
10/003123
11/26/01

ET 367086284 US

[illegible]

Dear Sir:

Benefit of Prior U.S. Application

Papers Enclosed

The papers attached are as follows:

18 pages of Specification.
5 pages of Claims.
1 page of Abstract.

Additional Papers Enclosed

A Preliminary Amendment is also attached, requesting cancellation of claims 1-10 before examination.

A copy of the original Assignment filed in the prior U.S. Application is also submitted herewith.

Declaration or oath (including power of attorney)

As previously stated, a copy of the executed Declaration and Power of Attorney filed in the prior U.S. application (Application No. 09/804,362) is submitted herewith, in accordance with 37 C.F.R. ' 1.63(d).

Inventorship Statement

The inventorship for all the claims in this application is the same as that for the parent application.

Fee Calculation (37 C.F.R. ' 1.16)

The filing fee has been calculated as shown below:

			Small Entity		or	Other Than A Small Entity	
For:	No. Filed	No. Extra	Rate	Fee		Rate	Fee
Basic Fee				\$370	or		\$740
Total Claims	21 - 20 =	1	x 9 =	\$	or	x 18 =	\$18
Indep. Claims	2 - 3 =	0	x42 =	\$	or	x 84 =	\$0
9 First Presentation of Multiple Dependent Claim			x140 =	\$0	or	x280=	\$0
			Total	\$	or	Total	\$758

The Commissioner is hereby authorized to charge payment or credit any overpayment to Deposit Account No. 19-3875(SAA-5-2) for the following fees associated with this

communication and during the entire pendency of the Application (a duplicate copy of this sheet is attached).

X Any additional filing fees under 37 C.F.R. ' 1.16(a), (f) and (g).

X Any filing fees under 37 C.F.R. ' 1.16(b), (c) and (d) for presentation of extra claims.

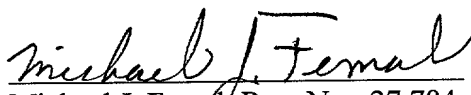
X Any patent application processing fees under 37 C.F.R. ' 1.17.

Relate Back--35 U.S.C. 120

As required under 35 U.S.C. 120, the Specification of the attached application includes the following specific reference to the earlier filed parent application:

This Application is a divisional of co-pending Application Serial No. 09/804,362 filed March 12, 2001, upon which a claim of priority is based.

Please address all future communications to:


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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent Application of)
Swales et al.)
)
Application No. 09/804,362) Group Art Unit 2182
)
Filed: March 12, 2001) Examiner: Chun Cao
)
For: MESSAGING APPLICATION LAYER)
OVER ETHERNET TO TRANSPORT LAYER)
(TCP) COMMUNICATIONS METHOD AND)
APPARATUS FOR A MODULAR)
TERMINAL INPUT/OUTPUT SYSTEM)

Commissioner For Patents
Washington, D.C. 20231

NOTIFICATION OF FILING OF DIVISIONAL APPLICATION

Notification is hereby being made of the filing of a Divisional Application for this case
concurrently herewith.


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